

1st The State of Alabama }
Russell County }

Being of Sound Mind and
but in full health, I, Mary Barnes make this my Last
Testament, hereby revoking all former wills and testaments
heretofore made by me

1st I give and bequeath to my Daughter Elizabeth Barnes the
following Negroes and their increase to wit, Susan, Silby,
Lucy, and her children viz Flora, Caroline, Charlotte, Paster,
Frank and Edy and their Children viz Ann, Frank, Emily and
Horace, Arthur and Margaret and their Children, Matilda,
Ruben, Joe, Susan, Jane, David and Eliza and their Children
Betsey and Fortune, Lewis, Daniel, Sandy, Rebecca, Ellen,
and her child Harriett, Lilla and her child Agnes, To hold
the same in Trust for my Grand Daughter Mary Dugas,
and it is my Will and desire that my Daughter shall take
charge of the said Negroes, and have the sole Management
and Control of the same until my said Grand Daughter
shall arrive to the age of twenty or married, and then to
deliver up said Negroes and their increase to the said
Mary Dugas, Subject to her sole and separate use, Management,
and Control, and not Subject to be sold or in any manner
disposed of by her husband, and it is my Will and desire,
that if my said Grand Daughter shall die, leaving no Child,
or Children, that in that event, the said Negroes, are to Vest
in and become the property of my said Daughter free and
discharged from the trust above mentioned, In bequeathing
the above Negroes to my Daughter in trust for my Grand
Daughter, as above, (Page 2) mentioned, it is not my intention
or desire, that my said daughter should be held liable for
their use or hire, But that they should, be kept together and
Managed by my Daughter, until one of the events takes place
above specified and for such care and attention she have
all the Benefit, and profit if any arises from their use
All the remainder of my Estate, Real, Personal, and Mixed,
I desire give and bequeath, Subject to the payment of my
Just debts, to my said Daughter, to have the full Control

Lucy, and her children viz Alona, Caroline, Charlotte, Frank and Edy and their children viz Ann, Frank, Emily, Horace, Arthur and Margaret and their children, Madeline, Ruben, Joe, Susan, Jane, David and Eliza, and their children Betsy and Fortune, Lewis, Daniel, Sandy, Rebecca, Ellen and her child Harriet, Lilla and her child Agnes, To hold the same in Trust for my Grand Daughter Mary Dugas, and it is my Will and desire that my Daughter shall take charge of the said Negroes, and have the sole Management and Control of the same until my said Grand Daughter shall arrive to the age of twenty or married, and then to deliver up said Negroes and their increase to the said Mary Dugas, Subject to her sole and separate use, Management, and Control, and not Subject to be sold or in any manner disposed of by her husband, and it is my Will and desire, that if my said Grand Daughter shall die, leaving no child, or children, that in that event, the said Negroes, are to Vest in and become the property of my said Daughter free and discharged from the trust above mentioned, In bequeathing the above Negroes to my Daughter in trust for my Grand Daughter, as above, (Page 2) mentioned, it is not my intention or desire, that my said daughter should be held liable for their use or hire, But that they should, be kept together and Managed by my Daughter, until one of the events takes place above specified and for such care and attention she have all the Benefit, and profit if any arises from their use All the remainder of my Estate, Real, Personal, and Mixed, I desire give and bequeath, Subject to the payment of my Just debts, to my Daughter Elizabeth to have the full Control and entire Control of the same and to make such disposition thereof by sale gift or Will as she may think proper. But if she should die leaving no heirs of her body and without making any disposition of the same then it is my Will and desire that the same be distributed to my Next of Kin according to the Laws of the State.

and testimony whereof I have this 1st day of May
affixed my hand and seal in presence of the Witnesses
who have also affixed their Names

The above written portions of this My last Will and
Testament having been read in My presence, I hereby
ratify and approve, with the exception of the four last
lines of the second page, which have been stricken
out, at My request in consequence of My said disapproval,
Signed, sealed, and delivered in
and presence and subscribed
by us, as Witnesses and in the } Mary P. Barnes (Seal)
presence of each other this 1st day
of May 1845.

Chas. D. Stewart }
Theophilus L. Stewart }
Henry C. Meigs }

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Russell County }

County Court sitting for Ordinary
business July 2nd 1845.

Personally appeared in Open Court Charles D. Stewart
Theophilus L. Stewart and Henry C. Meigs, who being
sworn depose & saith that each one of them subscribed
his Name and Signature to the within last Will of Mary
P. Barnes, and that they all signed the same in the
presence of the Testatrix, and in the presence of each
other, that at the same time, the said Mary P. Barnes
signed, sealed and published the said Will as her
last Will and Testament in the presence of all the
Witnesses, and that the said Will now executed on
the day and date it purports to have been done
and the said writing Witness is depose and saith that
the said Testatrix was at the time of the execution of
the said Will in sound Mind disposing Mind and
Memory

Sworn to and subscribed }

Richmond Co. Wills, 1844-1853
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Chas. D. Stewart